G R S App F IX 4]

Previous References

~~AN 156-39-43~~

Later References

1943

(M)

120-42

File No 120 42

Serial Nos ~~9.10-83~~ 46 173

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for May 43

SUBJECT

Acq^n of the property of Thr Dhirmaraya appa in Mysore city by the Trust Board

To Mr S Dhirmaraya appa
Chamary Road, Krishnaraja Mohalla
Mysore

L 10585 dt 30 4 43
informing that Govt cannot interfere in the matter

TK 9/5

GRS III—3

ROUTINE NOTES

[To be used only for notes, requisitions, etc, not intended for permanent record]

Mr. KHS
reply please
29/8/42

GOVERNMENT OF MYSORE

GENERAL AND REVENUE SECRETARIAT

A visitor desiring to see any officer is requested to send up his name, stating the nature of his business

Name S Thummaraggappa

Whom he wishes to see
Law Secretary

Business

(1) He says that the question of acquisition of his house is pending - so it seems -
29-8-42

(3) Sd It is not clear who this gentleman is & to what place the acqn referred to above relates. Necessary action will be taken if any petn is received from this gentleman
29/8/42

(5) Unless the above particulars are known it will not be possible to trace the repr, if any, recd in this branch (RS)
Law Secy
29/8

(4) This may be awaited
29/8/42

(6) Mr. Kuppuswamy
29/8/42

N B—Should routine notes be written on small slips the notes must be copied or slips pasted on this form

WD 078—GPB—30 000—25-7-40

1349/2 ✓ 2844/2

Ref. 120-42-46

Petn dt 28.8.42 from Mr S. Shivamaraiappa, regarding the acqn of his house & site in Mysore city

Subd

1) The Petition is not clear. If afford, the report will be called for from the Odh, Cff Mcl cl, Mysore

WKS 30/8/42

8) Memo prepd outline Pl wd be submd for signature.

29/8

9) In personal representation report may be called for if appd

Law dept 31/8/42

Cus 31/8/42

Dmd 31/8/42

Dmd No 2465 (11) 31.8.42

DUSA 1/9/42 SC

SECY LAW DEPT 31 AUG 1942 GOVT OF MYSORE

From the chairman, C.I.T. Bd, Mysore

No B2 562/42 dt 2-11-42

Forwards the report called for

(12) The report of the chairman, City Improvement Trust Board, Mysore is submitted for perusal.

(13) It is stated that all possible concessions that could be shown to the Petitioner have been shown

14) The detailed report of the Chairman of the Agricultural Improvement Trust Board, Mysore is for perusal. In view of the facts ~~explained above~~, nothing can/should be done in the matter. If approved, the petitioner will be informed accordingly.

Law Secy for 23/12/42

SECY L W C 7209 GOVT OF MYSORE

TYF 26 DEC 1942 GEN & F

15) If the money has not been drawn why should he not be given interest on the amount as a concession? & end this appeal? The President may be consulted

23-12-42

16) Submit 24/12/42

17) Subd with a draft letter for appl.
24/12

18) Issue 25/12/42

To The Chairman C I & Bd, Mysore
No L 6369 Dt 29-12-42

Calls for some information
Petn Dt 7-1-43 from Thimaraya Appa, Mysore requesting that early orders may be passed in his case etc.,

Bns A 30/12
LS 30/12

19) Subd The Chairman I. Bd has been requested to furnish certain information as directed by the Law Secy in para 15

supra & it is awaited

20) We may perhaps wait till the end of the month for getting the information as the Chairman has to get the views of the Board & then furnish

Submitted for orders

KB 20/1

21) The receipt of the information called for will be awaited till the end of the month

Law Secy for 20/1/43

SECY L SECT GOVT OF MYSORE

22) Ccs 20/1/43 for 20/1/43

Fwd to Sec 11/1/43

23) Information called for has not been received Submit with a draft reminder

KB 17/2

24) Issue 17/2/43

Issued vide L 8281 of 19/2/43

TYPING SECTION 18 FEB 1943 GEN & REV SECT

Sus A 21/2

Letter No B2 C 562/42-43 of 26 3 43 from the Chairman, C D T Bd, Mysore stating that the amount has not been drawn by Sri Thummaroyappa etc,

25) The Chairman, Trust Board, states that, on a reference made to the Dt Judge Mysore, it is learnt that the sum of Rs 298. 3-3 deposited in the Court has not been drawn by the Petitioner.

26) It is also stated that the Petitioner

Acqn of the property belonging to Mr Thummaraappa in suppression of 41045 5820/L by the Trust Board

has intimated that he will not be satisfied with the amount of Rs 3378 2 together with the interest ~~[illegible]~~ & that he wants Rs 30,000/-

27) Submitted with reference to Para 15 supra

UKS 30/3

28) In the circs reported, the petitioner will be informed to the effect that Govt cannot interfere in the matter. The records will be returned to the chairman for being filed in his office — respectfully submitted

Law Secy for 31/3/43

11695 / 31 3 43

Nothing can be done for him. May be referred

Mr L S G

UKS 31-3-43

for

Sec

24 4 43

Submitted with a draft order for appl.

Law Secy 26/4/43

UKS 27/4

J Secy

Mr S Thummaraappa, Chamaraja Road, Krishnaraja Mohalla, Mysore

No L 10585 Dt 30-4-43

Informs that Govt cannot interfere in the matter

To the Chairman, T Bd, Mysore

No L 10586 Dt 30/4/43

Forwards a copy of the above

OFFICE OF THE MINISTER FOR L S G & P H
Date 1-4-43
No 8223

TYPING SECTION
28 APR 1943
GEN

B 7/5

Continuation Sheet | File No / Current No | of | Page

1349

To,
The Law Secretary
Govt of Mysore
Bangalore

Mel 120-42-46

29

Petitioner - S Gummarayappa
Chamaraja Road
K. Mohalla, Mysore

Profound Sir, I beg to submit that when I approached your esteemed self on 21 8 '42, I was directed to go to speak to the Chief Secretary first about my Land acquisition case after the same matter was referred to the Govt for enquiry and orders by the Duke of Gloucester Accordingly I went to this Office and submitted my case but again I was directed by him to go and speak to the LawSecy In carrying out his order I approached You, Sir, again and submitted what the Chief Secretary observed You, Sir, after hearing me for sometime directed me to submit a petition on the same subject of the land-acquisition

I further beg to submit that the details, connected with the ~~matter~~ compulsory nature of the acquisition of my house & site in Mysore City have been fully set out in the Land Aquisition file forwarded by the Camp, Duke of Gloucester If more particulars are needed, I do undertake to supply them for arriving at a fair conclusion of my unfortunate Case emerged by the high-handedness of the Acquisition Authorities so long ago as 1919

PTO.

I have not had one moment's rest even after the compulsory acquisition of my only property in Mysore, inspite of repeated orders of Prohibitions issued even by His Highness the Maharaja of Mysore whom too I had not missed to approach.

I therefore hope that atleast now when your much esteemed self has received orders from an highest Authority of the British Empire itself, will kindly do full justice to me — whose foot is already in the Grave — by restoration of my site and costs against my losses and worries for the period of nearly 23 years —

Praying for your health, wealth and prosperity

I beg to remain,
profound Sir,
Your Most Obedient Servant,
[signature]

Mysore
28. 8. 42

L 2465/II Dt 31. 8. 42

Forwarded with compliments to the President City municipal Council Mysore for favour of ref[illegible]

By order

[signature]
for Secretary to Govt
Education

1258
11.9.42
TBE
Office Of The Chairman
- 2 SEP 1942
MYSORE
City Improvement Trust

No B2 562/42

By Regd post

Office of the Chairman,
City Improvement Trust Board, Mysore,

Dated 2nd November 1942

ml 120-42

2841/42

FROM

B S RAGHAVENDRA RAO, Esq, MA (Hons),
Chairman, City Improvement Trust Board,
MYSORE

To

C Narayanaswamy Naidu, Esq, B A, B L,
Secretary to the Government of His Highness
the Maharaja of Mysore, Law Department,
Bangalore

Sir,

Representation of Thimmarayappa regarding the acquisition of his house in Chamaraja Road, Mysore

---

With reference to your Memo No L 2465 dated the 31st August 1942 forwarding for report the petition of S Thimmarayappa in regard to the acquisition of his house in Chamaraja Road, Mysore, I have the honour submit herewith the connected records and to state as follows:-

It will be kindly seen from the records that property No (194) 777-78 in Block No 64 of Krishnaraja Mohalla, belonging to Sepoy Thimmarayappa was declared for acquisition in Government Notification No 7808/M1 204-06-8 dated 6-3-1907 The acquisition proceedings were subsequently completed and an award for Rs 300/- was passed on 1-8-1916 As there was some doubt as to whom the amount was payable, the case was referred to the District Judge, Mysore, and the amount of Rs 298-3-3 after deducting Rs 1-12 for Municipal Taxes, was also deposited in the Court From the subsequent letter No 1213-285 dated 17-9-1917 of the District Judge, it is however seen that the award amount was not received by Thimmarayappa although the case was decided in his favour

"B"

The petitioner, Thimmarayappa, went on obstructing to give possession of the property and a reference under Section 47 of the Land Acquisition Act was therefore made to the City Magistrate in 1917 to enforce the surrender of the said property to the Trust Board In the meanwhile the Trustees of the Board at the Meeting held on the 25th September 1916 resolved that a site measuring $\frac{57' \cdot 72'}{2}$ x 66 or 473 sq yds, be given to the petitioner in Nala Street in Block No 69 B of Krishnaraja Mohalla, very near the property acquired Thimmarayappa applied for an advance of

Rs 100/- for constructing a house on the said site but the same was not granted and an endorsement was accordingly issued to him on 5th April 1917 "D"

While the Police was engaged in carrying out the orders of the City Magistrate to enforce the surrender of the property, the petitioner caused further obstruction and assaulted the Police Officers as well as the Trust Board - Overseer who was also there to assist the Police Thimmarayappa was therefore charged by the Police for assault of public servants, but the case was later withdrawn The - petitioner thereafter filed a frivolous complaint against the Board and the Police but the City Magistrate dismissed it He went in appeal to the Sessions but in vain His revision petition to the Chief Court was also rejected

"B1" In August 1923, the petitioner applied for a License to put up a shed on the site to the east of Amble Annah Pandits' Girls' School but as the land then belonged to the Board by - acquisition, he was not permitted to erect a shed The site in the Nala Street which was offered to him was not taken by him and the same has been reserved as an open space

Ever since, the petitioner has been continuously - petitioning although several endorsements have been issued to him stating that there is nothing else to be done in his case Government have also issued endorsements in No R 4555/M1 49-19-32 dated 20th October 1919 and No L 4192/M1 103-21-105 dated 4-12-1923 to the effect that there are no grounds to consider the orders passed in his case The Board have also resolved in their resolution No 14 dated 23rd October 1926 that the - question cannot be reopened as it has already been finally disposed of He has also been endorsed to the effect even on 23rd September 1929 "K" B/ "C1"

It will be kindly seen from the enclosed records that the petitioner renews his applications every time there

is a new officer and this he has been doing even from the days of late Mr C Srikanteswara Iyer Kind reference of Government is invited to this office letter No 90 dated 16th July 1926 being the letter of the then Chairman (now Pradhana Siromani N Madhava Rao, Dewan of Mysore) to Government explaining in detail the facts of the case On an Office Note dated 14th July 1926 he has also ordered as under:

"D1"

> Thimmarayappa is not satisfied with the grant of a site but has been persistently asking that the Board should build a house for him where it stood before But this request cannot obviously be granted as the site of the old house next to the Girls' School is reserved for a public purpose

Since then, several endorsements have been issued to the petitioner but to no purpose

The petitioner appeared before me also several times He wants damages to the extent of thousands of Rupees Everytime he comes to the office he misbehaves very badly and will not get out of the compound where he will be shouting till he is told that the police would be sent for I think that re this subject he gets mad

The entire records accompany for favour of -- perusal and return with such orders as Government may deem fit

I have the honour to be,

Sir,

Your most obedient servant,

B Prabhavendra Rao

Chairman 3/11

HRS

Appendix F G —1]

SUBJECT

Section ML

File No 120-42

Serial No

Diary No of letter replied to

No L 6369

General and Revenue Secretariat

( )

the *194*

To The Chairman, C D P Bd, Mysore

Sir,

Date of issue 29.12.42

Signed by MS GR Rao

with reference to your letter No B2 562/42 dt 2-11-42 forwarding a report on the representation of Thimma-Rayappa, regarding the acqn of his house in Chamaraja Road, Mysore, I am directed to ~~request you to be so good as to state~~ enquire whether the petitioner has drawn the amount of compensation ~~awarded~~ awarded to him.

~~I am to add that the~~

List of enclosures

Codied by

Examined by

WD 04161—CPB—60 000—24 10 41

and that, in case it has not yet been done why

the question of granting him

interest on the amount ~~if he has not drawn~~ ~~the amount~~ —

as a concession to end

this affair may not

be considered ~~and a report and a reply sent to~~ ~~Govt for consideration~~ An early reply indicating that

I have etc

with above funds

for secy to Govt

Law Deptt

24/12

4104/2

ML

The Chief Secretary to
the Govt of Mysore
Bangalore

Mr KKI
PL putup with his previous reports on the subject

Applicant - S Thummarayappa, Mysore

Subject - Regarding restoration of the applicant's site in Mysore or redress of his grievance unduly caused by the high-handedness of an officer of the Mysore City Improvement Trust Board in the year 1919.

L.S.G.

Respected Sir,

The applicant begs to submit once again, this humble appeal for favour of your immediate consideration and orders.

When the applicant was allowed a personal interview with your esteemed self and represented his case in detail, you were pleased to order that his papers would be duly considered by the Law Secretary to Govt of Mysore. So far, the applicant has had no reference from the Law Secretary. The applicant has sacrificed his all in this struggle for obtaining proper redress but in vain. So, the applicant now fervently prays for your sympathetic consideration. The applicant is sufficiently old and may not live long and so, he prays for an immediate disposal of his case based on fairness and justice. In the meantime the applicant remains ever grateful to you.

Address - S Thummarayappa
Kyle Thota

10 Hrs
2 3 43

Sus B till
15.3.43

2-3-43

.ZM 9 19 I 43.

To The Chairman,
C D P Bd, Mysore

Sir, I am directed to invite reference to this office letter No L6369/ML dt 29-12-42 and to request that the information relating to the acqn of the house of Mr Thummaroyappa, Chamaraja Road, Mysore, called for therein may be expedited.

The matter may be kindly treated as immediate

I have etc

for
For Secy to Govt
Ex Deptt

17/2

No B2 C-562/42-43

Office of the Chairman,
City Improvement Trust Board, Mysore,

Dated 23rd February *1943*

FROM

B S RAGHAVENDRA RAO, Esq, MA (Hons),
Chairman, City Improvement Trust Board,
MYSORE.

GEN & R'T SECRETARIAT
23 FEB 1943
5156
L S G BRANCH

To

C Narayanaswamy Naidu, Esq, B A, B L,
Secretary to the Government of His Highness
the Maharaja of Mysore, Law Department,
Bangalore

Sir,

Subject - Acquisition of Property No (194) 777-78 in Block No 64, Krishnaraja Mohalla, Mysore - belonging to Sepoy Thimmarayappa

---

With reference to your letter No L 6369 dated 29th December on the subject noted above enquiring if Mr Thimmarayappa has drawn the amount of compensation awarded to him and in case he has not yet do so why the question of granting him interest on the amount conces to end this affair may not be considered etc, and subsequent reminder No I 8281 dated 19th February 1943, I have the honour to state that the District Judge, Mysore, to whom a reference was made in this office No B2 C-562/42-43 dated 8th January 1943 requesting to intimate if Mr Thimmarayappa has since drawn the amount or is it still kept in judicial deposit has not yet sent the information

As soon as the information is received the matter will be placed before the Board and a report will be submitted to Government with the resolution of the Board in the matter

The District Judge Mysore has again been reminded to day

I have the honour to be,
Sir,
Your most obedient servant,
B S Raghavendra Rao
Chairman

HRS

submit for personal, further information will be awaited

For personal

reminder will be issued on 15 3 43 if no reply is rec by then

1/3/43

10415
2 3 43

SWS B Lill

Law secy

1/3/43

B mr 4/3 15 3 43

CWS 2-3-43

No. 19421

GENERAL AND REVENUE SECRETARIAT,

Dated, Bangalore 19/3

Dear Sir,

I am desired to invite your attention to this Office letter No R 6369 ——, dated 2-9-12-42 and the subsequent ~~reminders~~ Notice ~~reminders,~~ ~~with~~ 7-2-43 letter No B2 C-562/42-43 & 23 24: re the payment of compensation to one Mr Thimmarayappa for the acquisition of his house in Chamarajpet Road, Mysore.

and to request that ~~reply thereto may kindly be expedited, as the matter is~~ long ~~pending.~~ the information called for therein may kindly be ~~submitted~~ forwarded very early

Yours sincerely

To The Chairman, C & T Board ~~Mysore Public Works Department~~ Mysore (by name)

No [illegible] C 56?/ ?-43

Encl one

Office of the Chairman,
City Improvement Trust Board, Mysore,

Dated 28th March 1943

5820/C

FROM

B S RAGHAVENDRA RAO, Esq, MA (Hons),
Chairman, City Improvement Trust Board,
MYSORE

ml 120-42-173

To

C Narayanaswamy Iyengar, Esq, B A, B L,
Secretary to the Government of His Highness the Maharaja of Mysore
Law Department, BANGALORE

Sir,

Subject -- Acquisition of property No (1?4) 77/-78 in Block No C4, Krishnaraja Mohalla, Mysore, belonging to Deputy Timmarayappa

In continuation of this office letter No B? C 5?2/48- Dated 24-2-43 and in reply to your D O reminder No L?4 1 Dated 1?-3-43 on the subject noted above, I have the honour to state -- that the District Judge, Mysore to whom a reference had been made to intimate if Mr Timmarayappa's case which the court or kept still kept in Judicial deposit has replied in his letter No 37?1-772 Dated ?-3-43 that a sum of Rs ?8?-?-?-? sent from this office was deposited under No [illegible] 1-14 Dated [illegible]-1917 has not been drawn so that it is still kept in Judicial deposit, but lapsed to Government for the year 1919-?0 (Vide copy enclosed)

In this connection I may add that Mr Timmarayappa refused orally before me the offer made to him, a few months ago whether he would be satisfied if the deposit amount together with the interest on the same were to be paid to him he wanted a forcful compensation of Rs ?0,000/- without giving any reason thereon

I have the honour to be,
Sir,
Your most obedient servant,

B S Raghavendra Rao

ARR

2873

Copy of the letter No 3791/77c Dated 6-[illegible]-1940, from H V [illegible] and Rao, [illegible], B A, L L [illegible], District Judge, [illegible], addressed to the Chairman, City Improvement Trust Board, [illegible]

Sir,

With reference to our letter No B2 C-5[illegible]/42-43 dated 7-1-43 and 23-2-43 regarding payment of compensation amount to Thirrarayappa for the acquisition of property No (194) 777-78 in [illegible] No 84, [illegible] Mohalla, Mysore, I have the honour to state that the sum [illegible] 3-3 received from you and deposited under [illegible] No 41-74 dated 30-[illegible]-1917 has not been drawn and it has still kept in judicial deposit, but lapsed to Government for the year 191[illegible]-0

sd/ H V [illegible] Rao

ARR

District Judge

" TRUE COPY"

B. Prabhavendra B

CHAIRMAN

L 10585 ML 120-42- dt 30/4/43

Govt Grants to

Mr. S Thummarogappa, Chamaraja Road, Krishnaraja Mohalla, Mysore

—

With reference to his petn dated the 28th Aug 1942 re the acqn of his property by the City Improvement Trust Board, Mysore, Mr. Thummarogappa is informed that Govt cannot interfere in the matter

By order

for Secy to Govt
Revn Deptt

27/4

Memo no L 10586 dt 30/4

Copy of the above is forwarded with compliments to the Chairman, City

Improvement Trust Board, Mysore for
information with reference to the correspondence
ending with his letter no B2.C562/42-43
dt 26-3-43 The records accompany

B. Rajagopal

Forwarded to Govt

27/4

Secy Deptt